

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

&

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 7TH MARCH 2007 / 16TH PHALGUNA 1928

WP(C).No. 7645 of 2007(I)

AGAINST THE ORDER DATED 01/11/2006 IN IA.2388/06 IN
RCA.87/2006 of RENT CONTROL APPELLATE AUTHORITY, THRISSUR

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PETITIONER:

JOSE, S/O.CHAKKALAKKAL KOCHAPPU,
VADOOKKARA DESOM,KOORKKANCHERY VILLAGE,
THRISSUR DISTRICT.

BY ADV. SRI.GRASHIOUS KURIAKOSE
SMT.CELINE JOSEPH
SRI.PREM DOMINIC

RESPONDENTS:

1. JOSHI, S/O.CHALISSERY KUTTUKKARAN GEORGE
ARANATTUKALA VILLAGE, THRISSUR TALUK,
NOW RESIDING AT T.C.42/1362,NEDUPUZHA DESOM,
KANIMANGALAM VILLAGE.
2. GEORGE, F/O.CHALISSERY KUTTUKKARA JOSHI,
ARANATTUKALA VILLAGE, THRISSUR TALUK,
NOW RESIDING AT T.C.42/1362,NEDUPUZHA DESOM,
KANIMANGALAM VILLAGE.
3. MARY, W/O. S/O.CHALISSERY KUTTUKKARAN
EORGE, -DO- -DO-...

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 07/03/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

WP(C) 7645/2007

APPENDIX

PETITIONER'S EXTS:

EXT. P1 TRUE COPY OF THE ORDER DATED 18.7.2006 IN
R.C.P.NO.22/2004 OF THE RENT CONTROL COURT, THRISSUR.

EXT.P2 TRUE COPY OF THE ORDER DATED 1.11.2006 IN I.A.
NO.2388/2006 IN R.C.A. No. 87/06 OF THE RENT CONTROL
APPELLATE AUTHORITY, THRISSUR.

EXT.P3 TRUE COPY OF THE ORDER DATED 12.2.2007 IN I.A. 3211/06
IN RCA NO.87/06 OF THE RENT CONTROL APPELLATE AUTHORITY,
THRISSUR.

EXT.P4 TRUE COPY OF THE ORDER DATED 12.2.2007 IN I.A.
NO.2388/06 IN R.C.A. NO.87/06 OF THE RENT CONTROL APPELLATE
AUTHORITY, THRISSUR.

P.R.Raman & Antony Dominic, JJ.
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W.P.(C).No.7645 of 2007
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Dated this the 7th day of March, 2007.

JUDGMENT

Raman,J.

Petitioner, aggrieved by Ext.P4, has filed this Writ Petition. On going by Ext.P4, it is seen that what the Appellate Authority has done is to grant stay till the disposal of the appeal. Taking note of the fact that the appellants therein have not admitted that rent is in arrears, we do not find any miscarriage of justice for interference exercising the extraordinary jurisdiction. However, learned counsel appearing for the petitioner would submit that no rent is paid and any delay in the disposal of the appeal will adversely affect him.

2. Taking note of the situation, we only direct the Appellate Authority to dispose of the appeal itself as expeditiously as possible, at any rate, within a period of two months from the date of receipt of a copy of this judgment. Subject to the above, this Writ Petition is dismissed.

P.R.Raman,
Judge.

Antony Dominic
Judge.